

FEDERAL RESERVE press release



For immediate release

June 30, 1997

The Federal Reserve Board today announced the issuance of an Order of Prohibition against David A. Kuhn, a former bond trader and institution-affiliated party of the New York Branch of Credit Lyonnais, Paris, France.

Mr. Kuhn, without admitting to any allegations, consented to the issuance of the Order in connection with his alleged falsification of the business records of Credit Lyonnais by mispricing his trading positions to conceal losses in his trading portfolio.

A copy of the Order is attached.

Attachment

UNITED STATES OF AMERICA
BEFORE THE BOARD OF GOVERNORS OF THE FEDERAL RESERVE SYSTEM
WASHINGTON, D.C.

In the Matter of
DAVID A. KUHN

An Institution-Affiliated
Party of the New York Branch of

CREDIT LYONNAIS
Paris, France

)
) Docket No. 97-014-E-I
)
)
)
) Order of Prohibition
) Issued Upon Consent
) Pursuant to the Federal
) Deposit Insurance Act,
) As Amended
)
)

WHEREAS, pursuant to sections 8(e) and (i)(3) of the Federal Deposit Insurance Act, as amended (the "Act")(12 U.S.C. §§ 1818(e) and (i)(3)), the Board of Governors of the Federal Reserve System (the "Board of Governors") issues this consent Order of Prohibition (the "Order") against David A. Kuhn ("Kuhn"), a former bond trader and institution-affiliated party, as defined in sections 3(u) and 8(b)(4) of the Act (12 U.S.C. §§ 1813(u) and 1818(b)(4)), of the New York branch of Credit Lyonnais, Paris, France ("Credit Lyonnais"), in connection with his alleged falsification of the business records of Credit Lyonnais by mispricing his trading positions to conceal losses in his trading portfolio;

WHEREAS, on August 27, 1996, Kuhn pled guilty to a misdemeanor charge of falsifying business records in connection with his mispricing of his trading positions; and

WHEREAS, by affixing his signature hereunder, Kuhn has consented to the issuance of this Order by the Board of Governors and has waived any and all rights he might otherwise have pursuant to 12 U.S.C. § 1818, 12 C.F.R. Part 263, or otherwise: (a) to the issuance of a notice of intent to prohibit; (b) to a hearing for the purpose of taking evidence with respect to any matter implied or set forth in this Order; (c) to obtain judicial review of this Order or any provision hereof; and (d) to challenge or contest in any manner the basis, issuance, validity, terms, effectiveness or enforceability of this Order or any provision hereof.

NOW, THEREFORE, prior to the taking of any testimony or adjudication of or finding on any issue of fact or law implied or set forth herein and without this Order constituting an admission by Kuhn of any allegation made or implied by the Board of Governors in connection with this proceeding and solely for the purpose of settlement of this matter without protracted or extended proceedings:

IT IS HEREBY ORDERED, pursuant to sections 8(e), (i)(3) and (j) of the Act (12 U.S.C. §§ 1818(e), (i)(3) and (j)), that:

1. Kuhn, without the prior written approval of the Board of Governors, and, where necessary pursuant to section 8(e)(7)(B) of the Act (12 U.S.C. § 1818(e)(7)(B)), of another Federal financial institution regulatory agency, is hereby and henceforth prohibition from:

(a) Participating in any manner in the conduct of the affairs of any institution or agency specified in section 8(e)(7)(A) of the Act (12 U.S.C. § 1818(e)(7)(A)), including, without limitation, any insured depository institution or any U.S. branch or agency of a foreign bank;

(b) soliciting, procuring, transferring, attempting to transfer, voting or attempting to vote any proxy, consent or authorization with respect to any voting rights in any institution specified in section 8(e)(7)(A) of the Act;

(c) violating any voting agreement previously approved by any Federal banking agency; or

(d) voting for a director, or serving or acting as an institution-affiliated party, such as an officer, director or employee in any institution specified in section 8(e)(7)(A) of the Act.

2. Any violation of this Order shall separately subject Kuhn to appropriate civil or criminal penalties or both under sections 8(i) and (j) of the Act (12 U.S.C. §§ 1818(i) and (j)).

3. This Order, and each and every provision hereof, is and shall remain fully effective and enforceable until expressly stayed, modified, terminated or suspended in writing by the Board of Governors.

4. All communications regarding this Order shall be addressed to:

(a) Mr. Robert O' Sullivan
Senior Vice President
Federal Reserve Bank of New York
33 Liberty Street
New York, New York 10045

(b) Mr. David A. Kuhn
11873 East Scott Road
Medina, New York 14103

5. The provisions of this Order shall not bar, estop, or otherwise prevent the Board of Governors or any Federal or state agency or department from taking any other action affecting Kuhn.

By order of the Board of Governors, effective this 25th day of June, 1997.

BOARD OF GOVERNORS OF THE
FEDERAL RESERVE SYSTEM

David A. Kuhn
David A. Kuhn

By: William W. Wiles
William W. Wiles
Secretary of the Board